IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

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WRIT PETITION NO : 22595 of 2004

Between:

P.A.Rehman S/o.late Mehboob Saheb, Fair Price Shop Dealer,
R/o. H.No.6/183,Cardstreed, Yemmigannur, Kurnool District.

..... PETITIONER

AND

1 The Revenue Divisional Officer
Adoni, Kurnool District.
2 The Mandal Revenue Officer
Yemmiganur Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in not permitting the petitioner to lift the stocks without any valid reasons as illegal, malafide, arbitrary and against the principles of natural justice and consequently direct the respondents to permit the petitioner to lift the stocks for their respective F.P. Shops.

Counsel for the Petitioner : MR.K.V.CHALAPATHI RAO

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court, at the stage of admission, made the following :

ORDER:

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Petitioner is a Fair Price Shop Dealer for 5th Ward of Cardstreed town. According to him, the authorization is valid till 31.03.2006. His complaint is that even though he holds a valid authorization, the authorities are not supplying the commodities. It is alleged that the demand draft sought to be presented by him was not received.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

Petitioner states that the authorization issued to him and renewed up to 31.03.2006 is neither suspended nor cancelled. A Fair Price Shop Dealer is entitled to be supplied the commodities, as long as the authorization is in force. Denial of supply to such dealer, would amount to disregarding a valid authorization.

Hence, the writ petition is disposed of directing that as long as the authorization of the petitioner is valid and is in force, the respondents shall supply the essential commodities on usual terms. There shall be no order as to costs.

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L.NARASIMHA REDDY, J

Dated : 08th December, 2004

Note: Office to furnish copy

In two days.

(B/o.)

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To

1 The Revenue Divisional Officer
Adoni, Kurnool District.
2 The Mandal Revenue Officer
Yemmiganur Kurnool District.

3 Two C.Cs. to the Government Pleader for Civil Supplies, High Court of A.P., Hyderabad(OUT).

4 Two C.D. copies.